

PLAINTIFFS' EXHIBIT 8

C(m)

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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PEOPLE OF THE STATE OF NEW
YORK,

Plaintiff,

- against -

JONATHAN K. SMITH,

ORDER OF DISMISSAL
CV: 09-0571
WEXLER, J.

Defendant.

-----X

The complaint having been filed over 120 days ago, and no further actions having been taken or any explanation for the lack of prosecution having been filed with this Court. Letter, dated May 6, 2010 (Document # 4, docketed 5/6/2010) from defendant Smith to the Court indicating that the above action is abandoned by the plaintiff, it is

ORDERED that this action is dismissed, without prejudice for failure to prosecute pursuant to Rule 41(b) of the Federal Rules of Civil Procedure with the right to reopen by showing of good cause within 30 days from the date of this order.

SO ORDERED:

Dated: Central Islip, New York
June 15, 2010

LEONARD D. WEXLER
United States District Judge

MOVANT'S COUNSEL IS DIRECTED TO SERVE A COPY
OF THIS ORDER ON ALL PARTIES UPON RECEIPT.

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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PEOPLE OF THE STATE OF NEW YORK,

Plaintiff,

- against -

JONATHAN K. SMITH,

Defendant.

JUDGMENT

CV-09-0571 (LDW)

-----X

An Order of Dismissal of Honorable Leonard D. Wexler, United States District Judge, having been filed on June 15, 2010, dismissing this action without prejudice for failure to prosecute pursuant to Rule 41(b) of the Federal Rules of Civil Procedure with the right to reopen by showing of good cause within 30 days from the date of said order, it is

ORDERED AND ADJUDGED that Plaintiff take nothing of Defendant; that this action is dismissed without prejudice for failure to prosecute pursuant to Rule 41(b) of the Federal Rules of Civil Procedure; and that Plaintiff has the right to reopen by showing of good cause within 30 days from the date of the Order of Dismissal.

Dated: Central Islip, New York
June 17, 2010

ROBERT C. HEINEMANN
CLERK OF THE COURT

By: /s/ Catherine Vukovich
Deputy Clerk



Justice Court
TOWN OF SOUTHAMPTON
32 JACKSON AVENUE
HAMPTON BAYS, N.Y. 11946

JUSTICES
DEBORAH KOOPERSTEIN
BARBARA L. WILSON
ANDREA H. SCHIAVONI
EDWARD D. BURKE

COURT CLERK
(631) 702-2990

Scott M. Moore, Esq.
Moore International Law PLLC
45 Rockefeller Plaza, Suite 2000
New York, NY 10111

Re: Jonathan Smith
Docket # 09-031419
BA8767264

August 12, 2010

Dear Mr. Moore:

Per your request, I am formally notifying you of the disposition of the case against your client Jonathan K. Smith. This matter was removed to the Eastern District on February 12, 2009 from this Court. Judge Wexler dismissed the case for failure to prosecute per an Order of Dismissal.

This Court has therefore lost jurisdiction and recognizes that. This matter is dismissed and marked off the calendar.


Hon. Deborah Kooperstein
Town Justice